

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of HARBAUGH

Application No. 09/826,690

Examiner: CASSLER, Traci L.

Filed: April 5, 2001

Group Art Unit: 3629

Attorney Docket No.: 6994-1

Confirmation No.: 4205

For: METHOD FOR ADMITTING AN ADMISSIONS APPLICANT INTO AN  
ACADEMIC INSTITUTION**PATENT****RECEIVED  
CENTRAL FAX CENTER****APR 30 2007****INFORMATION DISCLOSURE STATEMENT**Commissioner for Patents  
Mail Stop Final  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby notify the U.S. Patent Office of the documents which are listed on the attached Form PTO/SB/08A.

Applicants submit that the present invention is patentable over the cited references. Submission of the listed documents is not intended as an admission that such documents constitute prior art against the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any of the listed documents as competent references against the present application.

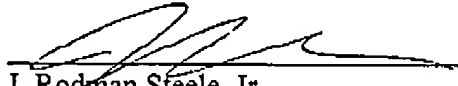
Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with MPEP §609.

{WP392959;1}

Although no fee is believed to be due, the Commissioner is hereby authorized to charge any underpayment to Deposit Account No. 50-0951.

Respectfully submitted,

Date: April 30, 2007

  
J. Rodman Steele, Jr.  
Registration No. 25,931  
Gregory M. Lefkowitz  
Registration No. 56,216  
**AKERMAN SENTERFITT**  
Post Office Box 3188  
West Palm Beach, FL 33402-3188  
Telephone: (561) 653-5000

Docket No. 6994-1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT  
RECEIVED  
CENTRAL FAX CENTER

In re Application of HARBAUGH

Application No. 09/826,690

Examiner: CASSLER, Traci L.

Filed: April 5, 2001

Group Art Unit: 3629

Attorney Docket No.: 6994-1

Confirmation No.: 4205

For: METHOD FOR ADMITTING AN ADMISSIONS APPLICANT INTO AN  
ACADEMIC INSTITUTION

APR 30 2007

SHEPARD BROAD LAW CENTER'S CONDITIONAL ADMISSIONS  
PROGRAM PRIOR TO APRIL 5, 2000Commissioner for Patents  
Mail Stop Final  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56, Applicants hereby provide the following description of the Shepard Broad Law Center's (hereinafter "Law Center") conditional admission program as it operated prior to April 4, 2000 (hereinafter "Program"). The Law Center is a part of Nova Southeastern University in Ft. Lauderdale, Florida. Applicant Joseph D. Harbaugh has served as Dean of the Law Center since 1995.

The Program was a traditional conditional admissions program that was offered to students who applied for admission to the Law Center, but would have been waitlisted or denied admission entirely. Conditionally admitted students who participated in the Program took courses on the Law Center campus. If the conditionally admitted students were ultimately admitted to the Law Center, they received credit for the courses they completed. Because the courses were taken for credit, the courses (i) were offered over a traditional law school summer semester, *i.e.* 8 to 9 weeks, (ii) provided full coverage of a general subject area, *e.g.* agency, criminal procedure, negotiable instruments, sales, etc., and (iii) were graded on a conventional

(WP390449;1)

Application No. 09/826,690  
Statement under 37 C.F.R. §1.56

Docket No. 6994-1

curve. The Program did not utilize calibrated grading and was only offered to students able to attend classes at the Law Center.

Under the Program, conditionally admitted students who achieved a grade of C or better in all of their courses and a cumulative G.P.A. of at least 2.5, were admitted to the Law Center. The Program was substantially similar to conditional admissions programs that have been and are used by other colleges and universities.

PTO/SB/08B (04-07)

Approved for use through 09/30/2007. OMB 0851-0031  
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)		Application Number	09/826,690
		Filing Date	April 5, 2001
		First Named Inventor	HARBAUGH
		Art Unit	3629
		Examiner Name	CASSLER, Traci L.
Sheet 1	of 1	Attorney Docket Number	6994-1

RECEIVED  
CENTRAL FAX CENTER  
APR 30 2007

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		JOSEPH HARBAUGH "SHEPARD BROAD LAW CENTER'S CONDITIONAL ADMISSIONS PROGRAM PRIOR TO APRIL 5, 2000," (unpublished description).	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.03. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.